THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.11638 of 2006

Date: 13th June, 2006

Between :-

Manchala Ramanaiah S/o. Seshaiah ..petitioner

And

1. The District Level Committee for Sand Auctions,

   Zilla Parishad Compound, Nellore District

2. The Joint Collector, Nellore District

3. The District Panchayat Officer, Nellore. ..Respondents

THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.11638 of 2006

ORDER:-

Heard the Counsel.

2. The Writ Petition is filed for issuance of Writ of Mandamus declaring the inaction on the part of the respondents in not extending the lease in favour of the petitioner in respect of Leburu Bit-I Sand Reach granted to me pursuant to the Tender Notice No.650/2003-Ex.A.3, dated 16-6-2004, issued by the 3rd respondent herein by a period of 4 ½ months (approx) or in the alternative refund the lease amount for the said period and also reimburse an amount of Rs.1,00,000/- towards the cost of the formation of ramp and laying of roads as arbitrary, illegal, unjust, violative of fundamental rights guaranteed to him under the Constitution of India and for issuance of a consequential direction to the respondents to forthwith extended the lease by a period of 4 ½ months (approx) or in the alternative refund the lease amount for the said period and also reimburse an amount of Rs.1,00,000/- towards the cost of the formation of ramp and laying of roads and pass such other suitable orders.

3. It is stated that the petitioner made a representation on 3-5-2006 and the same had not been disposed of. Several other factual details also had been narrated in the affidavit filed in support of the W.P. The other factual details need not be dealt with at length. Suffice to state that inasmuch as a representation made by the petitioner is pending with the 1st respondent, it would be just and proper to dispose of the Writ Petition with the following direction :-

> "The 1st respondent is hereby directed to dispose of the representation made by the petitioner dated 3-5-2006 in accordance with law within a period of three months from today."

No costs.

Justice P.S.Narayana

13th June, 2006

SMR